

USDC SCAN INDEX SHEET



DE LA CRUZ

SAN DIEGO CITY OF

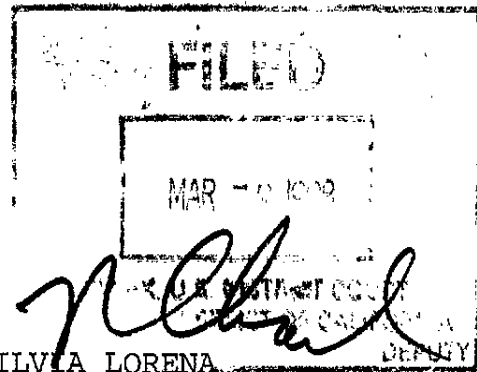
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3:97-CV-00111

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DECL.

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5 Attorneys for Plaintiffs
 ESTEBAN AREVALO DE LA CRUZ, SILVIA LORENA
 6 DE LEON, KARLA FABIOLA AREVALO DE LEON,
 HEYDI VERONICA AREVALO DE LEON, JOSSELINE
 7 LORENA AREVALO DE LEON, BYRON AREVALO,
 PROSPERO GUILLERMO DUBON AREVALO, AND
 8 JUAN FRANCISCO GOMEZ VELASQUEZ

9
 10 UNITED STATES DISTRICT COURT
 11 SOUTHERN DISTRICT OF CALIFORNIA

12 ESTEBAN AREVALO DE LA CRUZ; SILVIA)
 13 LORENA DE LEON; KARLA FABIOLA)
 AREVALO DE LEON, a minor, by)
 14 ESTEBAN AREVALO DE LA CRUZ and)
 SILVIA LORENA DE LEON, her)
 15 guardians; HEYDI VERONICA AREVALO)
 DE LEON, a minor, by ESTEBAN)
 16 AREVALO DE LA CRUZ and SILVIA)
 LORENA DE LEON, her guardians;)
 17 JOSSELINE LORENA AREVALO DE LEON,)
 a minor, by ESTEBAN AREVALO)
 18 DE LA CRUZ and SILVIA LORENA)
 DE LEON, her guardians; BYRON)
 19 AREVALO; PROSPERO GUILLERMO DUBON)
 AREVALO; and JUAN FRANCISCO GOMEZ)
 20 VELASQUEZ;)

21 Plaintiffs,)

22 vs.)

23 CITY OF SAN DIEGO; ROBERT FINCH;)
 ROBERT NICKLO; SHELLEY ZIMMERMAN;)
 24 ELIJAH ZUNIGA; MICHAEL BROGDON;)
 and DOES 1-20, INCLUSIVE;)

25 Defendants.)
 26)
 27)
 28)

No. 97-0111J (POR)

DECLARATION OF ESTEBAN
AREVALO DE LA CRUZ IN
SUPPORT OF PETITION FOR
COMPROMISE OF MINORS'
CLAIM

Honorable
 Napoleon A. Jones, Jr.

1 I, Esteban Arevalo De La Cruz, declare as follows:

2 1. I am the lawful guardian of Plaintiffs Karla
3 Fabiola Arevalo De Leon, a minor; Heydi Veronica Arevalo De
4 Leon, a minor; and Josseline Lorena Arevalo De Leon, a
5 minor.

6 2. On January 22, 1997, a lawsuit was filed on behalf
7 of myself, my wife, my three minor children and three others
8 alleging various civil rights violations by the City of San
9 Diego, the San Diego Police Department and various
10 individual defendant officers ("Defendants") in connection
11 with a drug raid at our residence which occurred on April
12 25, 1996.

13 3. Plaintiffs have agreed to settle all claims
14 against Defendants for five-thousand dollars (\$5,000.00).
15 While I believe our claims against Defendants are
16 meritorious, I realize the risks and costs attendant to
17 litigating this case through trial. Plaintiffs also are
18 inclined to settle because we recently relocated outside the
19 Southern District of California for personal and financial
20 reasons.

21 4. Given the complexities and uncertainties of
22 litigation, I believe a settlement of five-thousand dollars
23 (\$5,000.00) is fair and reasonable.

24 5. I intend to use the minor children's pro rata
25 share of the settlement proceeds for their benefit and will
26 use said funds in accordance with my children's best
27 interests.

28

1 I hereby declare under penalty of perjury under the
2 laws of the United States of America that the foregoing is
3 true and correct.

4 Dated: February 17, 1998.

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7 _____
8 Esteban Arevalo De La Cruz
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